

Attorney Docket No. FRIS-710
Information Disclosure Statement
Application No. 09/843,286



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

In re EYAL, et al.

Serial No.: 09/843,286

Filed: April 25, 2001

For: **METHOD AND SYSTEM FOR VISUAL
NETWORK SEARCHING**

Mail Stop RCE
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Group Art Unit No.: 2176

Examiner: SHAH, Sanjiv

INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the cited references. It is respectfully requested that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted with a Request for Continued Examination. Therefore, consideration of the references cited herein is proper.

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Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1914. A duplicate of this sheet is enclosed.

Respectfully submitted,

SHEMWELL GREGORY & COURTNEY

Dated: November 29, 2004

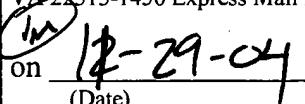


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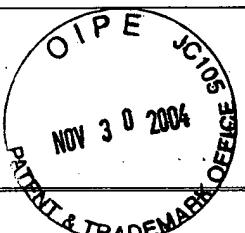

on 11-29-04
(Date)

by



(Signature)

Van Mahamed

Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
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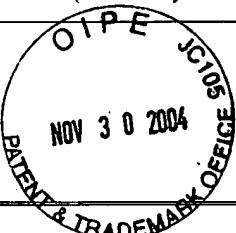
U.S. PATENT DOCUMENTS

Exam. Initial*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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		6,526,411		Sean Ward	02/25/2003	

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		Office ³	Number ⁴	Kind Code ⁵ (If known)				
		EP	0649121	A2	International Business Machines Corporation	04-19-1995		
		EP	0649121	A3	International Business Machines Corporation	04-19-1995		

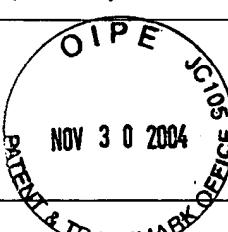
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NON PATENT LITERATURE DOCUMENTS			
Exam. Initial*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
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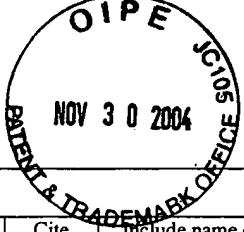
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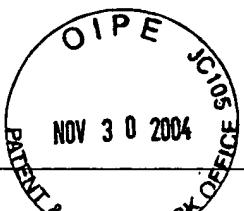
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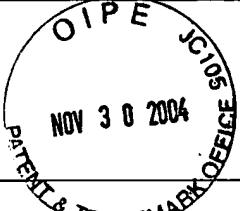
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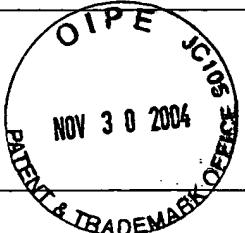
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		Website material from mp3.com "FAQs" printed on February 20, 2004	
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		Website material from mp3.com "Search" printed on April 1, 2004	
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		"Handbook of Multimedia Computing" ; Chapter 10 "Classification, Search, and Retrieval of Audio" by Erling Wold, Thom Blum, Douglas Keislar, and James Wheaton	
		Website material from Streambox.com printed February 18, 2004	
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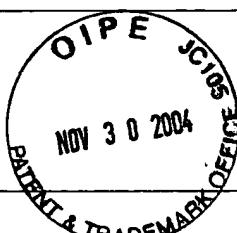
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		T ²	
		Website material from Voxware printed February 18, 2004	
		Website material from Winamp.com printed February 19, 2004	
		Website material from Informix.com printed February 20, 2004	
		Website material from Apple iTunes printed May 15, 2004	
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		Website material from VocalTec printed February 17, 2004	
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		FYI: Press release entitled "Musicmusicmusic inc issues results on eve of major music conference"	
		Website material from infosatellite.com printed February 26, 2004	
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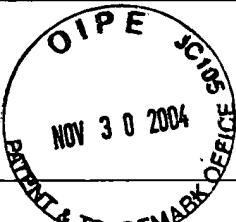
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		Website material from MusicDish Industry e-Journal printed February 26, 2004	
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		Article entitled "Deadline looms in Webcast license fee talks" by Beth Lipton Krigel date May 26, 1999	
		Article entitled "Cashing in on Net Radio" by Jennifer Sullivan and Christopher Jones date September 14, 1999	
		Article entitled "Record Labels, Webcasters in Arbitration" by Steven Vonder Haar date November 26, 1999	
		Article entitled "Point/Counter-Point: The RIAA vs. MP3.com" by Michael Robertson and Wolfgang Spegg date February 18, 2000	
		Article entitled "Copyright bill hits Net broadcasters" by Beth Lipton Krigel date August 4, 1998	
		Testimony of Seth Greenstein on behalf of the Digital Media Association Before the Subcommittee on Telecommunications, Trade and Consumer Protection Committee on Commerce U.S. House of Representatives ; Hearing on H.R. 2281 June 5, 1998	
		MusicMatch Inc. Bob Ohlweiler, Senior VP of Buiness Development Summary of Testimony November 24, 2000	
		Summary of Written Testimony for Charles Jennings, CEO of Supertracks, Inc	
		Summary of Testimony Gary Klein Vice Chairman Home Recording Rights Coalition	

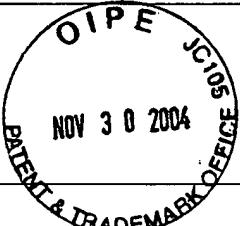
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		Summary of Intended Testimony of the Digital Future Coalition Before the United States Copyright Office, Library of Congress and The National Telecommunications and Information Administration, United States Department of Commerce	
		Summary of testimony of Pamela Horovitz, President National Association of Recording Merchandisers	
		Summary of Testimony for Seth Greenstein and/or Jonathan Potter on behalf of the Digital Media Association	
		Summary of Intended Testimony of David Goldberg	
		Summary Proposed Testimony of the Digital Commerce Coalition RE: Report to Congress Pursuant to Section 104 of the Digital Millennium Copyright Act	
		Report to Congress Pursuant to Section 104 of the Digital Millennium Copyright Act Request to Testify	
		Summary of Testimony of Alex Alben Vice President, Government Affairs RealNetworks, Inc.	
		Request to Testify – Summary of Testimony of David Pakman, Founder and President Business Development & Public Policy, myplay, inc.	
		Website material from RCS Sound Software...www.resworks.com printed February 18, 2004	
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		Website material from TuneTo.com printed March 16, 2004	
		Website material from launch.com	

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		Article entitled " The MP3 wave As million download music off the Net, privacy enforcement flounders" by Doug Bedell/The Dallas Morning News dated July 27, 1999	
		Article from wired.com entitled " Cashing in on Net Radio" by Jennifer Sullivan et al. dated September 14, 1999	
		Article entitled " The Jukebox manifesto" by Janelle Brown dated November 13, 2000 (RN0329-330:2)	
		Article entitled " The Mobile Invasion (of Privacy?)" by Michael Grebb dated February 26, 2000	
		Website material from Radio-Locator.com printed February 20, 2004	
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		Google search results for "napster" from May 12, 1981 to January 1, 2000 printed out on May 3, 2004	
		Article from www.wired.com entitled "The Day the Napster Died" by Brad King dated May 15, 2002 printed on April 3, 2004	
		Article from www.time.com entitled " Meet the Napster Shawn Fanning was 18 when he wrote the code that changed the world. His fate, and ours, is now in the court's hands" by Karl Taro dated October 2, 2000	
		Ruling in A&M Records, Inc. v. Napster, Inc., 239 F.3d 1004	
		Case Summary: A&M Records, Inc. v. Napster, Inc .United States District Court for the Northern District of California 2000 U.S. Dist. Lexis 6243 May 5, 2000	
		Printout from www.napster.com regarding downloading v2.0 software; printed out on April 3, 2004	
		Article from www.wired.com entitled "Sad Song for Net Music Start-Ups" ; author unknown, dated August 4, 1999	
		Article from www.wired.com entitled "One-Stop MP3 Searching" ; author unknown, dated June 16, 1999	

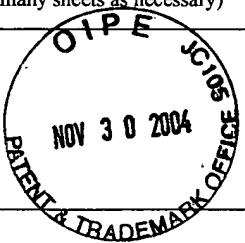
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Substitute for Form 1449A/PTO (Modified) (use as many sheets as necessary)		Attorney Docket No.: FRIS-710	Application Number: 09/843,286
		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176
NON PATENT LITERATURE DOCUMENTS			
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		"MP3 worry record labels" by Rafael M. Espinosa dated December 20, 1998 from www.newsheard.com	
		Company information "About Scour Home", printed on February 17, 2004	
		Website material "Welcome to Scour" February 28, 2000	
		Website material scour.net "Scour Media Agent" printed February 17, 2004	
		Website material from www.barnesandnoble.com listing of various books: "The Official MP3.com Guide to MP3" by Michael Robertson, Ron Simpson, published September 1999, "MP3 and the Digital Music Revolution: Turn Your PC into a CD-Quality Jukebox!" by John Hedtke, published April 1999; "I want My MP3! How to Download, Rip and Play Digital Music" by Bill Mann, published October 1999; "Mp3 and Internet Audio Handbook: Your Guide to the Digital Music" by Bruce Fries, Christine Finn, with Martin Fries published date October 1999; "Music on the Internet: (and Where to Find It) by Ian Waugh, published November 1998	
		Press release regarding Music Boulevard; "Now Open! Music Boulevard at www.musicblvd.com the Internet's Largest 24-hour Multimedia Music Store" Contact: Jill Holt/Cassandra Harris Technology Solutions and Leslie Avakian dated August 16, 1995	
		Article entitled "Telebase Launches WWW Multimedia Music Service"; author unknown, date September 1996	
		Press release : "Now Open! Music Boulevard at www.Musicblvd.com The internet's Largest 24-hour Multimedia Music Store Leading Online Information Service Company Launches Unprecedented Multimedia Music service on the World Wide Web" dated August 16, 1995; Contact Sasha Mullins	
		Article entitled " Music Boulevard on the Web" dated August 22, 1995	
		Music Boulevard Fact Sheet The world's biggest, fastest, and best shop-at-home music store	
		Real Audio Server Administrator's Guide Release 1.01	
		Article from www.realnetworks.com "Progressive Networks Introduces Version 2.0 of the Real Audio System" dated October 30, 1995	
		Article from www.realnetworks.com "Progressive Networks Ships Real Audio System" dated July 25, 1995	
		Article from Post-Newsweek Business Information Inc. Newsbytes, "Music Boulevard On The Web" dated August 22, 1995	
		Article from Responsive Database Services Inc. Business and Industry, CMP Publications, Interactive Age "RealAudio pumps up beta sites" by John Evan Frock, dated June 19, 1995	
		Article from Information Access Company, Morgan-Grampian PLC, Music Week "Everyone else is doing it – so why don't we?" dated May 20, 1995	

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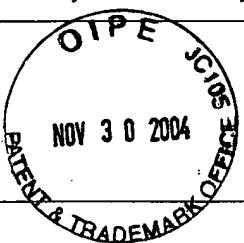
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		Article from Digital Media, Vol. 3, No. 8 "MNI rolls out MusicNet: develops navigation systems for new media services" dated January 31, 1994	
		Article from Billboard, Vol. 105, No. 42, BPI Communications, "MusicNet lets consumers' fingers do the walking" dated October 16, 1993	
		Article from Billboard, Vol. 106, No. 30, BPI Communications, "Rolling Stone phone service puts music on the line" dated July 23, 1994	
		"A Modest Proposal" by Dan Krimm, August 1997	
		"Tune in to Internet Radio" by Richard Dean, August 1998, from Wired Magazine.	
		Google Search for "Lycos MP3" Results from May 12, 1984 to December 31, 1999. Printed on May 8, 2004;	
		Website material from discjockey.com printed on May 7, 2004	
		Website material from Yahoo! Broadcast from November 10, 1999, printed on May 7, 2004.	
		Website material from Welcome to the CD Jukebox Channel on Yahoo! Broadcast, printed on May 7, 2004.	
		Google Search for term "gigabeat"; results printed out on May 8, 2004.	
		Google Search for term "audiofind.com"; results printed out on May 8, 2004.	
		Google Search for term "audiodreams"; results printed out on May 8, 2004.	
		Google Search for term "streambox.com"; results printed out on May 8, 2004.	
		" I want my MP3! how to download, rip, & play digital music" by Bill Mann Copyright 2000	
		"The official MP3.com guide to MP3" by Michael Robertson and Rom Simpson copyright 1999	
		"MP3 and the Digital Music Revolution Turn Your PC into a CD-Quality Digital Jukebox" by John Hettke copyright 1999	
		"Audio on the Web" by Jeff Patterson and Ryan Melcher , copyright 1998	
		Article from 2nd Usenix Symposium on Internet Technologies and Systems entitled "The Ninja Jukebox" by Ian Goldberg, Steven D Gribble, David Wagner, and Eric A Brewer (The University of California at Berkeley) dated October 11-14, 1999	
		Article entitled "The Networked Video Jukebox" by Laurence Crutcher, member, IEEE, and John Grinham from IEEE transactions on circuits and systems for video technology, Vol 4, No. 2 April 1994	
		Article entitled "The Interactive Multimedia Jukebox (IMJ): a new paradigm for the on-demand delivery of audio/video" by Kevin C Almeoth and Mostafa H Ammar from Computer Networks and ISDN Systems The International Journal of Computer and Telecommunications Networking Volume 30, Proceedings of the Seventh International World Wide Web Conference, April 14-18, 1998	

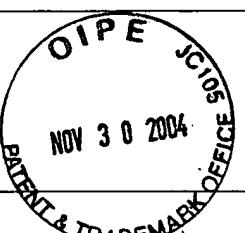
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		Article from Database and Expert Systems Applications 8th International Conference, DEXA '97 Toulouse, France, September 1-5, 1997 entitled "Multimedia Federated Databases on Intranets: Web-Enabling IRO-DB" by Georges Gardarin	
		Article from Proceedings of the 16th International Conference on Distributed Computing Systems dated May 27-30, 1996 entitled "Scaling Heterogeneous Databases and the Design of Disco" by Anthony Tomasic, Louisa Raschid and Patrick Valduriez	
		Article from Proceedings of SPIE-The International Society for Optical Engineering , Multimedia Storage and Archiving System II November 3-4, 1997; Chairs/Editors: C. C. Jay Kuo, Shih-Fu Chang, Venkat N Gudivada; "An Object-relational Database Infrastructure for Interactive Multimedia Service" by Michael Junke Hu and Miao Chunyan	
		Article from Proceedings of SPIE- The International Society for Optical Engineering, Multimedia Computing and Networking 1999, January 25-27, 1999; Chairs/Editors: Dilip D Kandlur, Kevin Jeffay and Timothy Roscoe; "Optimized Regional Caching for On-Demand Data Delivery" by Derek L Eager, Michael C Ferris and Mary K Vernon	
		Article from Operating Systems Review: A Quarterly Publication of the Special Interest Group on Operating Systems, Volume 25, Number 5; Proceedings of the Thirteenth ACM Symposium on Operating Systems Principles, dated October 13-16, 1991; "Designing File Systems for Digital Video and Audio" by P Venkat Rangan and Harrick M Vin	
		Article from IEE Journal on Selected Areas In Communications. Vol 14 No. 6 August 1996; "The Use of Multicast Delivery to Provide a Scalable and Interactive Video-on-Demand Service" by Kevin C Almeroth and Mostafa H Ammar	
		Article from IEE Journal on Selected Areas In Communications. Vol 14 No. 6 August 1996; "Performance Model of Interactive Video-on-Demand Systems" by Victor O K Li, Wanjiun Liao, and Eric W M Wong	
		Article from IEEE March 1987; "Muse: A Multimedia Filing System" by Simon Gibbs, Dennis Tsichritzis, Akis Fitas, Dimitri Konstantas, and Yiannis Yeorgaroudakis	
		Article from Proceedings ACM Multimedia 97, November 9-13, 1997; "A Framework for Supporting Previewing and VCR Operations in a Low Bandwidth Environment" by Wallapak , Kien A Hua, and James Z Wang	
		Article from Proceedings ACM Multimedia 1998; September 12-16, 1998; "A tool for Content Based Navigation of Music" by Steven Blackburn and David DeRoure	
		Article from Multimedia Applications, Services and Technique- ECAST '1998, May 26-28, 1998; "Musist Browser and Navigation Concept" by Steano Antoniazzi, Hans Marmolin, Gottfried Schapeler, Bernd Weickert	
		Article from Multimedia Applications, Services and Technique- ECAST '1997, May 21-23, 1997; "The Kydonia Multimedia Information Server " by Christodoulakis S Pappas N., Kyriakaki G., Maragoudakis Y., Mavraganis Y., Tsinaraki C	

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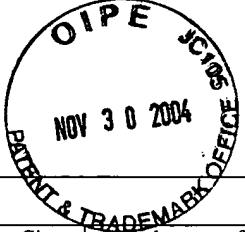
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		Article from Multimedia Systems 1999; "Synchronized delivery and playout of distributed stored multimedia streams" by Ernst Biersack and Werner Geyer	
		Article from Multimedia Systems 1999; "An overview of audio information retrieval" by Jonathan Foote	
		Article from Multimedia Systems 1998; "Design and evaluation of a multimedia storage server for mixed traffic" by Igor D.D. Curcio, Antonio Puliafito, Salvatore Riccobene, Lorenzo Vita	
		Article from Multimedia Systems 1997; "Design and analysis of a video-on-demand server" by Alok Srivastava, Anup Kumar, Aditi Singru	
		Article from PC Magazine, "Use Playlists with Media Player" by Ron Vanover dated December 1, 1999; Article from PC Magazine, "A secure future for music: Protecting artists' rights"; author unknown	
		Musicmatch press release, "Musicmatch Jukebox First Digital Audio Software to Easily Intergrate Playback of Locally Stored and Streamed MP3 Music, Plus Windows Media udio Recording and Playback World's First Personal Jukebox Makes it Easier Than Ever Before to Combine Downloaded, Recorded and Streamed Digital Audio Into Single Playlists, and Provides Advanced Recording and Playback Using Microsoft's Windows media Audio" dated August 12, 1999	
		Article entitled "jukebox 0.5 (stable)" by Roland Steinbach dated January 18, 1999	
		Printout from thedj.com ; printed out on May 11, 2004	
		Webreference Update Newsletter, dated November 15, 1999	
		Article from www.webreference.com entitled "A Streaming Media JukeBox- Part II : Netscape" column 52. Created: November 9, 1999; Revised: November 23, 1999	
		Article from www.webreference.com entitled "A Streaming Media JukeBox- Part II : Netscape; The Code" column 52. Created: November 9, 1999; Revised: November 23, 1999	
		Article from www.webreference.com entitled "A Streaming Media JukeBox- Part II : Netscape; The JukeBox Script" column 52. Created: November 9, 1999; Revised: November 23, 1999	
		Article from www.webreference.com entitled "A Streaming Media JukeBox- Part II : Netscape; The Windows Media Player Plugin's Methods" column 52. Created: November 9, 1999; Revised: November 23, 1999	
		"Intelligent Media Agents: Key technology for Interactive Television, Multimedia and Internet Applications" by Hartmut Wittig; copyright 1999	

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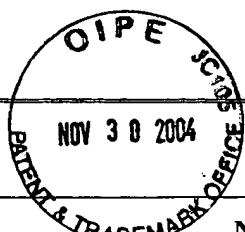
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		Globe Publisher Itonut, Ltd: "BackWeb signs Cooperation Agreement with Real Networks; Real Networks will buy 1.3% of Israeli company BackWeb for \$15 Million", January 23, 2000	
		Boston Globe: "A Whistle-blower Out to Save Cyber Privacy Sleuth Out to Save Cyber Privacy" January 2, 2000	
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		Information Access Company: Ziff-Davis Publishing; Computer Shopper: "RealJukeBox beta 2: A Real Deal for Music Fans; RealNetworks MP3 Player; Software Review; Evaluation November 1, 1999	
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		Information Access Co., a Thompson Corp. Co.: Miller Freeman UK Ltd., Pro Sound News Europe: "RealNetworks growth continues year-on-year" September 1, 1999.	
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		Cable News Network, CNN BUSINESS DAY show: "Real Jukebox to Allow PC Users to Download, Play music" Transcript #99050305V07, May 3, 1999	
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		Info World Media Group, Info World Daily News: "RealNetworks to partner with Sun on Internet video/audio" January 27, 1998	

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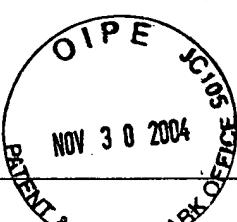


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		M2 Communications Ltd., M2 PRESSWIRE; "Wide-ranging agreement delivers industry-leading RealSystem 5.0 on scalable Sun Solaris platform" January 27, 1998	
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		Information Access Company, a Thomson Corporation Company: Ziff Davis Publishing Company, Computer Shopper: PC Week "RealSystem 5.0 shows growing pains; RealServer, RealPublisher, RealPlayer Internet streaming-media tool set; Software Review; Evaluation" January 12, 1998	
		Morning Call from The Morning Call, Inc.: "RealPlayer great new way to turn the radio dial" January 6, 1998	
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4122		Information Access Company, a Thomson Corporation Company: Ziff Davis Publishing Company, PC Computing; Review of MP-3 downloaders - Microsoft Media Player 6.2, Real Networks RealPlayer G2, Liquid Audio, A2B; Apple Quicktime for Windows; Audiograb; WINAmp.	
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		M2 Communications Ltd., M2 Presswire: "Netscape Communicator 4.6 available today for download on Netscape Netcenter" May 19, 1999	
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		PR Newswire Association, Inc., PR Newswire: "New Excite Audio/Video Search Available with RealNetworks RealPlayer G2 Gives Consumers Easy Access to Hundreds of Thousands of Multimedia Web Pages" November 23, 1998	

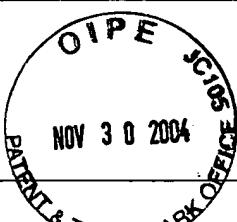
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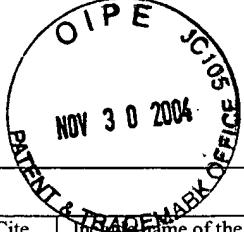
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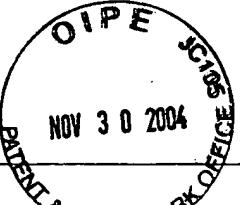
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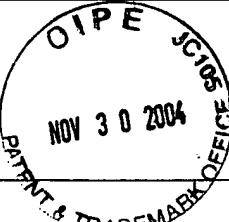
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		First Named Inventor: Aviv EYAL, et al.	
		Filing Date: April 25, 2001	Group: 2176
NON PATENT LITERATURE DOCUMENTS			
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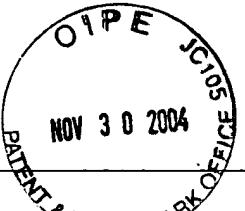
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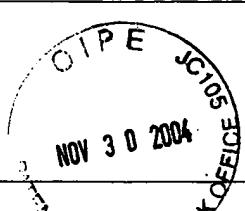
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